

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

JAMES ALLEN ON BEHALF OF HIMSELF AND OTHERS  
SIMILARLY SITUATED

Plaintiff

v.

TRIBUNE NEW YORK NEWSPAPER HOLDINGS, LLC D/B/A  
AM NEW YORK, ET AL.

Defendant(s)

)  
) Case No.: 07 CV 4619 (JSR)  
)  
)

)  
) **AFFIDAVIT OF SERVICE**  
)

) ATTY:  
)

) **JOSEPH & HERZFELD, LLP Attorneys at Law**  
) **757 Third Avenue, 25th Floor**  
) **New York, NY 10017**  
)

STATE OF NEW YORK: COUNTY OF KINGS ss:

I, AMIR LEVY, being duly sworn deposes and says deponent is not a party to this action, I am a United States Citizen and, I am over the age of eighteen years and reside in the state of NEW YORK. That on JULY 28, 2007 at 10:01 AM at 115 FIG DRIVE, DIX HILLS, NY 11746, recipients RESIDENCE deponent served the within AMENDED SUMMONS AND VERIFIED COMPLAINT WITH JUDGE'S LOCAL RULES on MORNING NEWSPAPER DELIVERY, INC. therein named.

CORPORATION: a corporation by delivering thereat a true copy of each to PAUL RIVVI personally, deponent knew said corporation so served to be the corporation described in legal papers and knew said individual to be the REGISTERED AGENT authorized agent thereof.

DESCRIPTION: Deponent further states that the description of the person actually served is as follows:

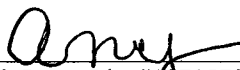
Gender: Male Race/Skin: White Hair: Gray Glasses: Yes Approx. Age: 65 Height: 5'-11" Weight: 300

Description of Door:

Distinguishing Features:

COMMENTS:

I declare under penalties of perjury that the information contained herein is correct to the best of my knowledge.

  
Amir Levy, Lic. #1071579  
JOSEPH & HERZFELD, LLP Attorneys at Law  
757 Third Avenue, 25th Floor  
New York, NY 10017  
(212) 688-5640

7/30/07  
Executed on:

Subscribed and sworn to before me, a notary public, on this 30th day of July, 2007.

  
Notary Public

My Commission Expires:

MARIA L. BASS  
Notary Public, State of New York  
No. 01BA6107290  
Qualified in Kings County  
Commission Expires March 22, 2008

# United States District Court

Southern

DISTRICT OF

New York

JAMES ALLEN, CHARLES EVANS, PEARL EVANS, GARY GRANT, LORETTA GRANT, BILL MCNAIR, and SEAN SERRAO on behalf of themselves and others similarly situated

*Amended*

## SUMMONS IN A CIVIL CASE

V.

CASE NUMBER: 07-cv-4619 (JSR)

TRIBUNE NEW YORK NEWSPAPER HOLDINGS, LLC d/b/a AM NEW YORK; TRIBUNE COMPANY; MITCHELL'S SUBSCRIPTION SERVICE LLC d/b/a LBN CONSULTING, LLC; and MORNING NEWSPAPER DELIVERY, INC.

TO: (Name and address of defendant)

Tribune New York Newspaper Holdings, LLC  
d/b/a AM New York  
c/o Corporation Service Company  
80 State Street  
Albany, New York 12207-2543

Tribune Company  
435 North Michigan Avenue  
Chicago, Illinois 60611

Mitchell's Subscription Service LLC  
d/b/a LBN Consulting, LLC  
311 West 37<sup>th</sup> Street  
New York, NY 10018

Morning Newspaper Delivery, Inc.  
115 Fig Drive  
Dix Hills, NY 11746

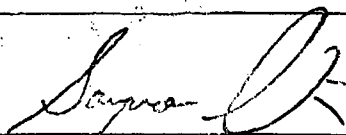
**YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Joseph & Herzfeld LLP  
757 Third Avenue, 25th Floor  
New York, NY 10017

an answer to the complaint which is herewith served upon you, within \_\_\_\_\_ days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

**J. MICHAEL McMAHON**

CLERK



(BY) DEPUTY CLERK

**JUL 09 2007**

DATE